



ATTORNEY DOCKET NUMBER: 2002834-0222 (Bacterial Delivery DIV1)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Caplan et al.

Examiner: Huynh

Serial No.: 10/728,051

Art Unit: 1644

Filing Date: December 4, 2003

Title: MICROBIAL DELIVERY SYSTEM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

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I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

November 4, 2005

Date

Signature

Typed or Printed Name of person signing certificate

**PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.17(a)(3)**

Applicant hereby petitions for a three (3) month extension of time from August 4, 2005 to and including November 4, 2005 to reply to the Office Action mailed by the U.S. Patent and Trademark Office on May 4, 2005 in the above-referenced application. With the extension, the deadline for response to the Office Action is November 4, 2005. Thus Applicant respectfully submits that the filing of this response on November 4, 2005 is timely. The small entity extension fee of \$510.00 is enclosed herewith.

Please charge any fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully Submitted,  
CHOATE, HALL & STEWART LLP

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Date: November 4, 2005  
11/07/2005 SFELEKE1 00000036 10728051  
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